

PRE-EDIT

*RETURN TO FMF - LOCATION 7540

| QUERY CONTROL FORM | | RTIS USE ONLY | |
|---------------------------------------|-----------------------|-----------------|--|
| Application No. <u>09730 FSO</u> | Prepared by <u>CJ</u> | Tracking Number | |
| Examiner-GAU <u>NGUYEN, J. - 2829</u> | Date <u>3-3-04</u> | Week Date | |
| No. of queries <u>1</u> | | | |

| JACKET | | | |
|----------------------|------------------------|--------------------|----------------|
| a. Serial No. | f. Foreign Priority | k. Print Claim(s) | p. PTO-1449 |
| b. Applicant(s) | g. Disclaimer | l. Print Fig. | q. PTOL-85b |
| c. Continuing Data | h. Microfiche Appendix | m. Searched Column | r. Abstract |
| d. PCT | i. Title | n. PTO-270/328 | s. Sheets/Figs |
| e. Domestic Priority | j. Claims Allowed | o. PTO-892 | t. Other |

| SPECIFICATION | | MESSAGE <u>(6-27-02)</u> | |
|------------------------|--|--|--|
| a. Page Missing | | <p><u>1) Amendment A Cancelled Claim #7. However PTO-37 and Issue Classification allowed all 12 Claims submitted by Inventor. Please resolve</u></p> <p><u>Thanks.</u></p> | |
| b. Text Continuity | | | |
| c. Holes through Data | | | |
| d. Other Missing Text | | | |
| e. Illegible Text | | | |
| f. Duplicate Text | | | |
| g. Brief Description | | | |
| h. Sequence Listing | | | |
| i. Appendix | | | |
| j. Amendments | | | |
| k. Other | | | |
| CLAIMS | | | |
| a. Claim(s) Missing | | | |
| b. Improper Dependency | | | |
| c. Duplicate Numbers | | | |
| d. Incorrect Numbering | | initials <u>CJ</u> | |
| e. Index Disagrees | | RESPONSE <u>Examiner Sends out The Supplemental</u> | |
| f. Punctuation | | <u>Notice of allowance</u> | |
| g. Amendments | | | |
| h. Bracketing | | | |
| i. Missing Text | | <u>Thanks</u> | |
| j. Duplicate Text | | <u>or. or</u> | |
| k. Other | | initials <u>or</u> | |

Supplemental
Notice of Allowability

Application No.

09/730,750

Examiner

Jimmy Nguyen

Applicant(s)

HASHIMOTO ET AL.

Art Unit

2829

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to appeal brief 10/15/03.
2. ☒ The allowed claim(s) is/are 1-6 and 8-12 *CSN 4/12/04*
3. ☒ The drawings filed on 07 December 2003 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
 - * Certified copies not received: _____.
5. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
 - (a) ☐ The translation of the foreign language provisional application has been received.
6. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

7. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No. _____.
 - (b) ☐ including changes required by the proposed drawing correction filed _____, which has been approved by the Examiner.
 - (c) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the margin according to 37 CFR 1.121(d).

9. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| 1 <input type="checkbox"/> Notice of References Cited (PTO-892) | 5 <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2 <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6 <input type="checkbox"/> Interview Summary (PTO-413), Paper No. _____ |
| 3 <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No. _____ | 7 <input type="checkbox"/> Examiner's Amendment/Comment |
| 4 <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | 8 <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9 <input type="checkbox"/> Other |

KAMAND CUNEO
KAMAND CUNEO
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2800